

1 J. SCOTT GERIEN, ESQ., Bar No. 184728
 2 Dickenson, Peatman & Fogarty
 3 809 Coombs Street
 4 Napa, CA 94559
 5 Telephone: (707) 252-7122
 Facsimile: (707) 255-6876
 Attorneys for Plaintiff,
 Counterdefendant, and
 Third Party Defendant

STEPHEN N. HOLLMAN, ESQ., Bar No. 55219
 Business & Technology Law Group
 160 W. Santa Clara Street, Suite 1050
 San Jose, CA 95113
 Telephone: (408) 282-1949
 Facsimile: (408) 275-9930
 Attorneys for Defendant,
 Counterclaimant, and
 Third Party Plaintiff

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 WINE SCOUT INTERNATIONAL,

CASE NO. C 07 05930 JSW

10 Plaintiff,

11 vs.

12 PATRICIA CROWELL,

13 Defendant.

**JOINT STIPULATION AND [PROPOSED]
ORDER TO DISMISS THE CASE
WITH PREJUDICE**

[Electronic digital signatures permitted]

15 PATRICIA CROWELL, an individual

16 Counterclaimant,

17 vs.

18 WINE SCOUT INTERNATIONAL, a California
corporation,

19 Counterdefendant.

20 PATRICIA CROWELL, an individual

21 Third Party Plaintiff,

22 vs.

23 MARK STEVEN POPE, aka Mark S. Pope and aka
Mark Pope, individually and as he does business
under the trade name and style of Bounty Hunter,
Bounty Hunter Rare Wine, and/or Bounty Hunter
Rare Wine and Provisions,

26 Third Party Defendant.

CASE NO. 07 05930 JSW
 JOINT STIPULATION RE DISMISSAL
 WITH PREJUDICE AND
 [PROPOSED] ORDER

1 IT IS HEREBY STIPULATED AND AGREED by and among the parties, acting through
 2 their undersigned counsel, that, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil
 3 Procedure, the parties jointly stipulate as follows:

- 4 1. The parties have reached a settlement following a hybrid ADR process.
 5 2. This matter is dismissed with prejudice, each party to bear its own costs.
 6 3. The Court will expressly retain complete jurisdiction to reopen this action for the
 7 purpose of enforcing performance of the terms of the settlement reached by the parties with each
 8 party consenting to the *in personam* jurisdiction of this Court for said purposes.

9
 10 DATED: September 2, 2008

DICKENSON, PEATMAN & FOGARTY

11 By: /s/ J. Scott Gerien
 12 J. Scott Gerien,
 13 Attorneys for Plaintiff,
 14 Counterdefendant, and
 Third Party Defendant

15 DATED: September 2, 2008

BUSINESS & TECHNOLOGY LAW GROUP

16 By: /s/ Stephen N. Hollman
 17 Stephen N. Hollman,
 18 Attorneys for Defendant,
 19 Counterclaimant, and
 Third Party Plaintiff,

[PROPOSED] ORDER

20 After consideration of the foregoing Stipulation, IT IS HEREBY ORDERED that this action
 21 is dismissed with prejudice, each party to bear its own costs, and the Court will expressly retain
 22 complete jurisdiction to reopen this action for the purpose of enforcing performance of the terms of
 23 the settlement reached by the parties with each party consenting to the *in personam* jurisdiction of
 24 The Court will retain jurisdiction for six months, which may be extended
 25 this Court for said purposes. upon a showing of good cause.

26 DATED: September 3, 2008


 27 Hon. Jeffrey S. White
 United States District Court Judge

28 CASE NO. 07 05930 JSW
 JOINT STIPULATION RE DISMISSAL
 WITH PREJUDICE AND
 [PROPOSED] ORDER